

May contract for new roads.

Commissioners to employ road builders to inspect roads.

Inspector to file report.

If report of unsatisfactory conditions, commissioners may refuse to pay contractor.

Record of free laborers to be kept.

To apprehend persons liable who fail to perform road duty.

Record to be exhibited and sworn to.

Not more than 75 per cent of amount due contractor to be paid until report is exhibited.

change in location or the grade, or may, if they deem just and proper, discontinue or reject any particular piece of road believed by them to be impracticable or otherwise undersirable. They may also, if deemed by them just and proper, order to be surveyed and let to contract at any time, after advertising the same for thirty days, taking bond as hereinbefore provided, any new road.

SEC. 12. That it shall be the duty of the board of commissioners to employ, at a cost not exceeding three dollars per day of ten hours each, one or more practical road builders whose duty it shall be to travel over and carefully inspect in the month of June in each year, all the public roads of said county which have, during the preceding year been let to contract. He shall, on or before the first Monday in July after such inspection, file with the board of commissioners a brief written report of the condition of the public roads in the county. He shall state the condition of each section in each township, naming permanent improvements that have during the past year been made, and suggesting any needed improvements. He shall carefully note any negligence of any contractor to do or perform anything he should have done to put and keep in repair his roads. If, upon the filing of this report, or that provided for in section nine of this act, it shall appear to the satisfaction of the board that any contractor has failed or neglected to comply with the terms of his contract, or the terms of this act, they may, in their discretion, refuse payment and relet said section as hereinbefore provided, and immediately bring suit at the next term of the Superior Court for the penalty of the bond. He shall likewise state the number of days he has actually been engaged as such inspector of roads; all of which shall be verified.

SEC. 13. That the contractor shall keep a book in which he shall carefully record the names of those who did road duty as free laborers or otherwise during each quarter, the number of days worked by each hand. It also shall be his duty to diligently and carefully inquire and see that all persons liable to road duty residing on or near his section and having failed to pay the three dollars as hereinbefore provided, shall furnish an able-bodied substitute or work himself, as provided in this act, swearing out warrants for such enforcements, when necessary. This book of records shall be exhibited and sworn to before the board of commissioners, on the first Monday in January and July of every year. That prior to exhibiting of said report the commissioners shall in no case pay to the contractor more than seventy-five per centum of the amount which may at any time be due him. If upon examination of said report it shall satisfactorily appear that the provisions of this act and the terms of the contract have been fully complied with, they may settle in full, but before final settlement at the end of the year, the first Monday in July, one thousand nine hundred and twenty, and each year thereafter, the